

JOSEPH P. RUSSONIELLO  
United States Attorney

BRIAN J. STRETCH (CASBN 163973)  
Chief, Criminal Division

STACEY P. GEIS (CASBN 181444)  
JONATHAN SCHMIDT (CASBN 230646)  
Assistant United States Attorneys  
450 Golden Gate Ave., 11<sup>th</sup> Floor  
San Francisco, CA 94102  
(415) 436-7126 (tel)  
(415) 436-7234 (fax)  
[Stacey.Geis@usdoj.gov](mailto:Stacey.Geis@usdoj.gov)  
[Jonathan.Schmidt@usdoj.gov](mailto:Jonathan.Schmidt@usdoj.gov)

RONALD J. TENPAS  
Assistant Attorney General  
Environment and Natural Resources Division  
United States Department of Justice

RICHARD A. UDELL  
Senior Trial Attorney  
Environmental Crimes Section  
P.O. Box 23985  
L'Enfant Plaza Station  
Washington, DC 20004  
(202) 305-0361 (tel)  
(202) 514-8865 (fax)  
[Richard.Udell@usdoj.gov](mailto:Richard.Udell@usdoj.gov)

Attorneys for Plaintiff  
United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 08-0160 SI
	)	
Plaintiff,	)	
	)	
v.	)	STIPULATION AND [PROPOSED]
	)	ORDER TO ADJUST BRIEFING
JOHN JOSEPH COTA,	)	SCHEDULE
	)	
Defendant.	)	Hearing Date: July 18, 2008
	)	Time: 11:00 a.m.

1 Defendant John Joseph Cota ("defendant") has filed several pre-trial motions in the  
 2 above-referenced matter, including motions to dismiss certain counts of the indictment  
 3 and a motion to sever. The hearing for said motions is currently scheduled for July 18,  
 4 2008. The parties initially agreed to and the Court ordered a briefing schedule that  
 5 required the government to file any opposition to said motions by June 27, 2008 and the  
 6 defendant to file any reply by July 8, 2008. In light of the substantive nature of the  
 7 motions, including several constitutional arguments, and in light of government counsels'  
 8 schedule, the government has proposed and the defendant has agreed to modify the  
 9 briefing schedule.

10 As such, with the agreement of the parties, the parties request that this Court amend  
 11 the briefing schedule so that the government may file any oppositions to the motions by  
 12 July 3, 2008 and the defendant may file any reply motions by July 11, 2008. The hearing  
 13 date would remain the same, July 18, 2008.

14 Accordingly, and with the consent of the defendant, the Court orders that the briefing  
 15 schedule for motions to be heard on July 18, 2008 in the above-referenced matter shall be  
 16 adjusted as follows: (1) the government may file any opposition to said motions by  
 17 Thursday, July 3, 2008, and (2) the defendant may file any reply motions by Friday, July  
 18 11, 2008. The hearing date shall remain July 18, 2008 at 11:00 a.m.

19 IT IS SO STIPULATED.

20 DATED: 6/17/08

21 /s/  
 22 Barry M. Hartman, Esq.  
 Attorney for John Joseph Cota

23 DATED: 6/18/08

24 /s/  
 25 Stacey P. Geis  
 Assistant U.S. Attorney

26 IT IS SO ORDERED.

27 DATED: \_\_\_\_\_

28 

The Honorable Susan Illston  
 United States District Judge